OFGS File No.: IR-2311 (2-3643)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Confirmation No.: 7190

Frank Athari

Date: March 20, 2008

Serial No.: 10/650,246

Group Art Unit: 2836

Filed: August 28, 2003

Examiner: Michael Rutland Wallis

For: ACTIV

ACTIVE EMI FILTER FOR POWER SUPPLY OUTPUT

VIA EFS-WEB

Commissioner for Patent P.O. Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated December 21, 2007 of the Primary Examiner finally rejecting claims 2-13, which have been rejected twice.

The Appeal Fee of *\$10 (\$510 - \$500 (*previously paid for Notice of Appeal filed on September 4, 2007) (Non-Small Entity) is

- [] Submitted via EFS-WEB
- Not required (fee paid in prior appeal)
- [X] Charge to Deposit Account No. 15-0700

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. §1.136(a), to extend the time for filing a response by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700. In the event that the actual Appeal Fee is greater than the payment submitted herewith or is not enclosed, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

THIS CORRESPONDENCE IS BEING SUBMITTED ELECTRONICALLY THROUGH THE PATENT AND TRADEMARK OFFICE EFS FILING SYSTEM ON March 20, 2008.

Respectfully submitted,

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